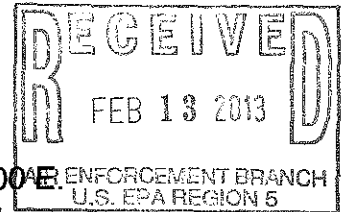


David G. Hale
8000 S. Co. Rd. 700A
Carlisle, In., 47838
Feb. 5, 2013



Ms. Marshall and other Recipients:

We have spoken on the phone regarding fugitive dust from the operation of Peabody's, Bear Run Mine. More specifically the dust is from their mining operation at pit #3, permit S-564. I spoke with you about the location of current dust monitors, being a few miles north of my residence and the rural town of Pleasantville, In. I mentioned a gentleman who was licensed to take dust samples from a dust pump. When analyzed by Dept. of Mining and Minerals Resources, Southern Ill. Univ., they were found out of compliance on dust standards.

I have property adjoining his there in Pleasantville, where we are building a new home, so this is a concern to me, as well as other family members living either adjacent to his property or near by. My current home, where the enclosed photos were taken, lies only a few hundred feet from the open pit operation. This again is about 1 mile West / SW of Pleasantville. As prevailing spring winds switch to the south - southwest, I can expect conditions to get worse at both locations!

Complaints to the mine have been nonproductive. I think my photos speak for themselves even though calls to the IDEM have met with comments like "If I don't see it -it didn't happen!" However just this past month the mine has contacted me about trying to set up a house/patio high pressure steam washing schedule. This is frugal as a day can produce a new settlement of dust, but it is better than nothing, even though it doesn't deal with the dust inhaled daily and the dust inhaled from mowing the huge lawn I mow in front and rear of our home. We mow about 3 acres here and 3 more in Pleasantville. Mowing requires an air mask just to make the job tolerable.

The quartz in this dust, Brent Martindale pointed out to me, can be a factor leading to serious health problems. Plans are being made to have a dust pump installed at my present home location to collect dust samples for analysis. We are hoping results will encourage the EPA to install monitors in our area because those to the north do not give readings for the dust affecting the Pleasantville community or for those west and southwest of Pleasantville.

At night my cap with its green Led lights, highlight and illuminate tiny dust particles in the surrounding air that are so small that you wouldn't realize they are there in the daytime, but they are there 24-7. I assume if you can see it you can be breathing it in!

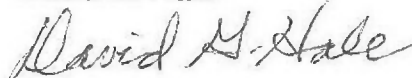
When I called mine Supt. Sebree to discuss the dust in a nonconfrontational manner, he became upset when I mentioned contacting the EPA, US Attorney Gen., etc.

I was accused of wanting to shut down the mining operation at Bear Run. This is not the case but a mine this large and having been in the business this long must have the knowledge and resources to alleviate this problem. Have they even had to pay a fine regarding air quality? I don't expect them to be shut down but they should have to comply with the same laws that other mines in the area have to obey.

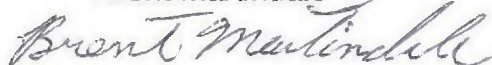
Consider this a formal complaint from the Dave Hale family and the Brent Martindale family. You may let the mine Supt. know where the complaint originates from. If you need complaints from others in the community, I'm sure I can get that for you as I hear almost daily complaints from these individuals. We want to see Peabody obey the laws other mines must obey, hopefully to be good neighbors and stewards of God's good earth! But above everything we want to be breathing clean air, and this community is crying out for help! Is anyone out there listening???

Sincerely,

David G. Hale



Brent Martindale



- c.1 U.S. Att Nathan Frank
- c.2 IDEM
- c.3 U.S. Att. Gen. Wash
- c.4 Just. Dept. Wash
- c.5 Dept. Mine Saf.
- c.6 US Pres. Obama